

# UNITED STATES DISTRICT COURT

Southern District of California

Manuel Tamayo Torres Jr.

Plaintiff,

v.

Case No.: 3:08-cv-00761-BEN-NLS

Judge Roger T. Benitez

Mike Evans, et al.

Defendant.

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## JUDGMENT IN A CIVIL CASE

       **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

  **X**   **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED Plaintiffs claims against Defendants Ryan and Stevenson are dismissed sua sponte and without leave to amend for failing to state a claim upon which § 1983 relief can be granted. The remainder of the action is dismissed without prejudice for failure to pre pay the \$350 filing fee and for lack of proper venue.

W. Samuel Hamrick, Jr.,  
Clerk of the Court

Date: 5/12/08

By: s/ J. Hathaway, Deputy Clerk

ENTERED ON: May 12, 2008